

**RIMAC MARTIN, P.C.**

Anna M. Martin – CSBN 154279

[amartin@rimacmartin.com](mailto:amartin@rimacmartin.com)

1051 Divisadero Street

San Francisco, CA 94115

Telephone: 415.561-8440

Facsimile: 415.561-8430

Attorneys for Defendant

UNUM LIFE INSURANCE COMPANY OF AMERICA

Samuel F. Barnum

**LAW OFFICES OF SAMUEL F. BARNUM**

4302 Redwood Highway, Suite 100

San Rafael, CA 94903

Tel: 415.492.9800

Fax: 415.492.9808

Attorneys for Plaintiff

NANCY MAHAN

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

NANCY MAHAN,

Plaintiff,

v.

UNUM LIFE INSURANCE COMPANY OF  
AMERICA,

Defendant.

) Case No. 3:13-cv-04803 VC

)

) **FURTHER JOINT CASE**

) **MANAGEMENT STATEMENT**

) **PURSUANT TO ORDER OF APRIL 17,**  
) **2014**

) **Judge: Hon. Vince Chhabria**

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Plaintiff Nancy Mahan and Defendant Unum Life Insurance Company of America hereby jointly submit this FURTHER JOINT CASE MANAGEMENT STATEMENT in compliance with this Court's April 17, 2014 order. The parties will not reiterate those issues raised in the

1 Joint Case Management Conference Statement (Dkt. #24) filed on February 13, 2014 and the  
 2 Further Joint Case Management Conference Statement (Dkt. #26) filed on March 6, 2014. .

3  
 4 **1. Defendant's Motion For Summary Judgment/Partial  
 Motion For Summary Judgment**

5 The parties have agreed that defendant, Unum, should file a motion for summary  
 6 judgment on the contractual limitation issue, as well as other issues in the first instance. The  
 7 outcome of Unum's motion for summary judgment/partial summary judgment will determine  
 8 whether it is necessary to address other issues. To this end, Judge Chen set the following  
 9 briefing schedule for defendant, Unum's, Motion for Summary Judgment/Partial Summary  
 10 Judgment Motion as follows:

11	May 8, 2014	Unum to file motion for SJ / partial SJ
12	May 22, 2014	Plaintiff to file opposition to motion for SJ / partial SJ
13	May 29, 2014	Unum to file reply in support of motion for SJ / partial SJ
14	June 12, 2014	Hearing on Unum's motion for SJ / partial SJ

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 16 **2. Revised Briefing Schedule For Defendant Unum's Motion For Summary  
 Judgment/Partial Motion For Summary Judgment**

17 This Court's first available hearing date is Thursday, June 26, 2014. As a result, Unum  
 18 requests that the briefing schedule be adjusted as follows:

19	May 22, 2014	Unum to file motion for SJ / partial SJ
20	June 5, 2014	Plaintiff to file opposition to motion for SJ / partial SJ
21	June 12, 2014	Unum to file reply in support of SJ / partial SJ
22	June 26, 2014	Hearing on Unum's motion for SJ / partial SJ

23 Unum requires this additional 13 days to file its motion for summary judgment/partial  
 24 summary judgment as Unum's counsel is scheduled to be in trial on May 9, 2014 in Alameda  
 25

County Superior Court. Additionally, Unum's attorney has been out of the state from April 24, 2014 attending her daughter's "We The People" National Competition and will be traveling on to Chicago on April 29, 2014 through May 2, 2014 for a conference sponsored by the Defense Research Institute.

Plaintiff's counsel does not object to this short continuance of the briefing schedule.

**RIMAC MARTIN, P.C.**

DATED: April 30, 2014

By: /s/ Anna M. Martin

ANNA M. MARTIN

Attorneys for Defendant

UNUM LIFE INSURANCE COMPANY OF  
AMERICA

**LAW OFFICES OF SAMUEL F. BARNUM**

DATED: April 30, 2014

By: /s/ Samuel F. Barnum

SAMUEL F. BARNUM

Attorneys for Plaintiff

NANCY MAHAN

**CASE MANAGEMENT ORDER**

Pursuant to the above FURTHER JOINT CASE MANAGEMENT STATEMENT the Court accepts the briefing schedule proposed by the parties.

**IT IS SO ORDERED.**

Dated: May 6, 2014

  
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THE HONORABLE VINCE CHHABRIA  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF CALIFORNIA